

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.
10981AZ

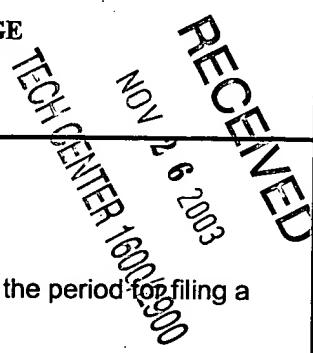
In Re Application Of: Peter A. Koopman, et al. Corres. and Mail

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Serial No.	Filing Date	Examiner	Group Art Unit
09/910,087	July 20, 2001	D. Nguyen	1632

Invention:

~~SOX-5, ACEP AND PROTEIN AND USE IN THE REGENERATION OF BONE OR CARTILAGE~~



TO THE COMMISSIONER FOR PATENTS:

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of July 16, 2003 in the above-identified application.

The requested extension is as follows (check time period desired):

One month Two months Three months Four months Five months

from: **October 16, 2003** Date _____ until: **November 16, 2003** Date _____

A verified statement of small entity status as a small entity under 37 CFR 1.27:

is enclosed.

has already been filed in this application.

The fee for the amendment and extension of time has been calculated as shown below:

CLAIMS AS AMENDED

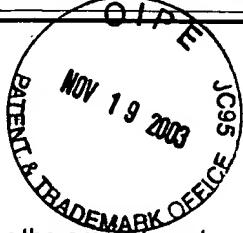
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	4 -	20 =	0	x \$9.00	\$0.00
INDEP. CLAIMS	2 -	6 =	0	x \$43.00	\$0.00
FEE FOR AMENDMENT					\$0.00
FEE FOR EXTENSION OF TIME					\$55.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$55.00

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COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Small Entity)

Docket No.
10981AZ



The fee for the amendment and extension of time is to be paid as follows:

A check in the amount of \$0.00 for the amendment and extension of time is enclosed.

Please charge Deposit Account No. 19-3886/RCT in the amount of \$55.00

The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-3886/RCT

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.

If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-3886/RCT

Signature

Dated: November 17, 2003

Frank S. DiGilio
Registration No. 31,346
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343

I certify that this document and fee is being deposited on 11/17/03 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Frank S. DiGilio

Typed or Printed Name

cc: FSD/XZ:ab



**RESPONSE UNDER 37 C.F.R.
§1.116 EXPEDITED PROCEDURE
EXAMINING GROUP 1632**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Peter A. Koopman, et al.

Examiner: D. Nguyen

Serial No.: 09/910,087

Art Unit: 1632

Filed: July 20, 2001

Docket: 10981AZ

For: SOX-9 GENE AND PROTEIN AND
USE IN THE REGENERATION OF
BONE OR CARTILAGE

Dated: November 17, 2003

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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AMENDMENT UNDER 37 C.F.R. § 1.116

Sir:

In response to the Final Action dated July 16, 2003, and in accordance with the provisions of 37 C.F.R. § 1.116, Applicants respectfully request entry of the following amendment in the above-identified case.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA on November 17, 2003.

Dated: November 17, 2003

Frank S. DiGilio